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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

UNITED STATES OF AMERICA,)	No. CR 07-00286 SBA
)	
Plaintiff,)	STIPULATION TO SCHEDULE
)	HEARING FOR CHANGE OF PLEA AND
v.)	SENTENCING; [PROPOSED] ORDER
)	EXCLUDING TIME
JULIO BEJAR-NAVARETE,)	
)	
Defendant.)	
_____)	

Plaintiff, by and through its attorney of record, and defendant, by and through his attorney of record, hereby stipulate and ask the Court to find as follows:

1. The government and defendant have reached a negotiated disposition in which defendant would plead guilty to an indictment pursuant to a binding plea agreement.

2. Accordingly, the parties hereby submit the proposed plea agreement, submitted under separate cover for the Court's consideration pursuant to Federal Rule of Criminal Procedure 11(c)(1)(C). The parties further stipulate and request that the Court find and order the following:

STIPULATION AND [PROPOSED] ORDER
CR 07-00286 SBA

1 (a) That the parties have submitted a plea agreement for the Court's consideration
2 pursuant to Federal Rule of Criminal Procedure 11(c)(1)(C), and that a hearing for change of
3 plea and imposition of judgment and sentence be scheduled for 10:00 a.m. on December 18,
4 2007; and that the time period from November 27, 2007, through December 18, 2007, is
5 excludable under the Speedy Trial Act pursuant to 18 U.S.C. § 3161(h)(1)(I) because that period
6 of delay results from consideration by the Court of a proposed plea agreement entered into by the
7 defendant and the government pursuant to Federal Rule of Criminal Procedure 11(c)(1)(C).

8 (b) That the defendant waives his right to a full pre-sentence report by U.S.
9 Probation, and the parties request that U.S. Probation prepare only a criminal history report
10 pertaining to the defendant.

11 (c) That in light of the above, the status hearing presently set for November 27, 2007,
12 at 11:00 a.m. may be vacated.

13 IT IS SO STIPULATED.
14

15 DATE: November 16, 2007

Respectfully submitted,

16 SCOTT N. SCHOOLS
17 United States Attorney

18 /s/
CHINHAYI J. COLEMAN
19 Assistant United States Attorney

20
21 Dated: November 16, 2007

/s/
22 JEROME MATTHEWS
23 Attorney for Defendant

24 **ORDER**

25 FOR GOOD CAUSE SHOWN, IT IS SO FOUND AND ORDERED THAT:

26 A hearing for change of plea and imposition of judgment and sentence is hereby
27 scheduled for 10:00 a.m. on January 15, 2008. Time is excluded for purposes of the Speedy
28 Trial Act from November 27, 2007, through the hearing date of January 15, 2008, pursuant to 18

1 U.S.C. § 3161(h)(1)(I) because that period of delay results from consideration by the Court of a
2 proposed plea agreement entered into by the defendant and the government pursuant to Federal
3 Rule of Criminal Procedure 11(c)(1)(C).

4 The United States Probation Office is ordered to prepare a presentence report as to
5 criminal history only pertaining to defendant.

6 The status hearing presently set for November 27, 2007, at 11:00 a.m. is hereby vacated.

7
8 DATED: 11/26/07



HONORABLE SAUNDRA BROWN ARMSTRONG
UNITED STATES DISTRICT JUDGE